

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper and the documents and/or fees referred to as "Excluded Matter" herein are being deposited with the United States Postal Service on June 7, 1999 in an envelope as "Express Mail Post Office to Addressee" under 37 CFR § 1.10, Mailing Label Number **EL119223722US**, submitted to the Assistant Commissioner for Patents, Washington, DC

Attorney Docket No. TMTOP002A

First Named Inventor: Spencer C. Risner, Jr.

Kay Harlow

## UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR. § 1.53(b)) (Continuation, Divisional or Continuation-in-part application)

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

☐ Duplicate for  
fee processing

Sir: This is a request for filing a patent application under 37 CFR. § 1.53(b) in the name of inventors:  
Spencer Charles Risner, Jr., Greg M. Durst, and Salvatore C. Felice

For: SYSTEM AND METHOD FOR PREPARING SKINNED FOOD PRODUCTS

This application is a ☒ Continuation ☐ Divisional ☐ Continuation-in-part  
of prior Application No. **09/190,103**, from which priority under 35 U.S.C. § 120 is claimed.

### Application Elements:

☒ 25 Pages of Specification, Claims and Abstract

☒ 08 Sheets of **formal** Drawings

☐ Declaration

☐ Newly executed (original or copy)

☐ Copy from a prior application (37 CFR 1.63(d) for a continuation or divisional).

The entire disclosure of the prior application from which a copy of the declaration is herein supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

☐ Deletion of inventors Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

### Accompanying Application Parts:

☐ Assignment and Assignment Recordation Cover Sheet (recording fee of \$40.00 enclosed)

☐ Power of Attorney

☐ 37 CFR 3.73(b) Statement by Assignee

☐ Information Disclosure Statement with Form PTO-1449

☐ Copies of IDS Citations

- ☐ Preliminary Amendment (*New claims numbered after highest original claim in prior application.*)
- ☒ Return Receipt Postcard
- ☐ Small Entity Statement(s) ☐ Statement filed in prior application. Status still proper and desired.
- ☐ Other:

#### Claim For Foreign Priority

- ☐ Priority of \_\_\_\_\_ Application No. \_\_\_\_\_ filed on \_\_\_\_\_ is claimed under 35 U.S.C. § 119.
- ☐ The certified copy has been filed in prior application U.S. Application No. \_\_\_\_\_
- ☐ The certified copy will follow.

#### Extension of Time for Prior Pending Application

- ☒ A Petition for Extension of Time to respond to the Notice to File Missing Parts is being concurrently filed in the prior pending application (the processing and retention fee for the prior application is also being concurrently filed).

#### Amendments

- ☒ Amend the specification by deleting lines 6-10 on page 1 and inserting therefor:

"This application is a continuation of U.S. Application No. 09/190,103, filed on November 12, 1998, which claims priority under 35 U.S.C. § 119(e) from U.S. Provisional Application No. 60/098,562, filed on November 12, 1997. The disclosures of both of these prior applications are incorporated herein by reference."

- ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee. (*At least one original independent claim must be retained.*)

#### Fee Calculation (37 CFR § 1.16)

	(Col. 1) <u>NO. FILED</u>	(Col. 2) <u>NO. EXTRA</u>	<u>SMALL ENTITY</u> <u>RATE FEE</u>	<u>OR</u>	<u>LARGE ENTITY</u> <u>RATE FEE</u>
BASIC FEE			\$380 \$	OR	\$760 \$760.00
TOTAL CLAIMS	<u>35</u> -20 = <u>15</u>		x09 = \$	OR	x18 = \$270.00
INDEP CLAIMS	<u>04</u> -03 = <u>01</u>		x39 = \$	OR	x78 = \$ 78.00
[ ] Multiple Dependent Claim Presented			\$130 = \$	OR	\$260 = \$
* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			Total \$	OR	Total <u>\$1,108.00</u>

- ☐ Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ is enclosed.

- ☒ **PLEASE DO NOT CHARGE ANY FEES AT THIS TIME.**

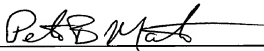
General Authorization for Petition for Extension of Time (37 CFR §1.136)

☒ Applicants hereby make and generally authorize any Petitions for Extensions of Time as may be needed for any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 50-0805 (Order No. TMTOP002A).

☒ Please send correspondence to the following address:

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Date: June 7, 1999

  
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